

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

INTERNATIONAL BUSINESS MACHINES CORPORATION,	)	
	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 15-137-LPS
	)	
	)	<b>JURY TRIAL DEMANDED</b>
THE PRICELINE GROUP INC.,	)	
KAYAK SOFTWARE CORPORATION,	)	
OPENTABLE, INC., AND	)	
PRICELINE.COM LLC,	)	
	)	
Defendants.	)	

**JOINT STIPULATION OF PARTIAL DISMISSAL AND ORDER**

Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, Plaintiff International Business Machines and Defendants The Priceline Group Inc., KAYAK Software Corporation, OpenTable, Inc., and priceline.com LLC hereby stipulate that all claims in the above-captioned action insofar as they relate to U.S. Patent Nos. 5,796,967, 5,961,601, and 7,631,346 are hereby dismissed with prejudice and all counterclaims and defenses are dismissed without prejudice. Each side shall bear its own costs, expenses, and attorneys' fees.

POTTER ANDERSON & CORROON LLP

Respectfully submitted,

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/s/ Francis DiGiovanni

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**IT IS SO ORDERED**, this \_\_\_\_\_ day of \_\_\_\_\_, 201\_\_.

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THE HONORABLE LEONARD P. STARK, CHIEF JUDGE